IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO.(St)16080/2007

Chandanmal Deepchand Baldota
and Ors. ... Appellants

V/s

Municipal Corporation of Gr.Bombay
and Ors. ... Respondents

S/Shri V.A.Thorat with P.B.Shah and Vivek Salunke for Appellants

Shri Madon for Respondent no.2

Shri Narendra Walawalkar with Ms Geeta Joglekar for M.M.C.

CORAM:S.R.SATHE,J.

DATED:11th Sept. 2007

P.C.:-

1. Heard Counsel on both sides.

2. Having regard to the facts and circumstances of the case I think that it is not desirable to interfere in the order passed by the trial Court at this stage instead I direct the trial court to dispose of Notice of Motion on merits within stipulated time and till then continue the

interim relief granted by this Court.

3. Hence City Civil Court,Bombay is hereby directed to dispose of Notice of Motion on merits according to law on or before 30-11-2007. Parties are directed to appear before the trial Court on 4-10-2007. Parties are also directed to file reply, if any on 4-10-2007.

4. This Court has not expressed any opinion on the merits of the matter and the trial Court should not get influenced by this order.

5. Interim relief granted earlier is to continue till 30-9-2006 or disposal of Notice of Motion on merits whichever is earlier.

5. A.O. disposed of accordingly.

6. Parties to act on the authenticated copy of this order.

(S.R.SATHE,J.)